

STUART RABNER  
ATTORNEY GENERAL OF NEW JERSEY  
Division of Law  
124 Halsey Street  
P.O. Box 45029  
Newark, New Jersey 07101  
Attorney for State Board of Dentistry

By: Nancy Costello Miller  
Deputy Attorney General  
(973)648-4735

RECEIVED AND FILED  
WITH THE  
N.J. BOARD OF DENTISTRY  
ON 6-20-07 BA

Original

STATE OF NEW JERSEY  
DEPARTMENT OF LAW AND PUBLIC SAFETY  
DIVISION OF CONSUMER AFFAIRS  
BOARD OF DENTISTRY

IN THE MATTER OF

CHARLES W. ZEBE, JR., D.M.D.  
License No. 22DI 01024200

LICENSED TO PRACTICE DENTISTRY  
IN THE STATE OF NEW JERSEY

Administrative Action

CONSENT ORDER

This matter was opened to the New Jersey State Board of Dentistry ("Board") upon receipt of information that Charles W. Zebe, D.M.D. ("respondent"), had prescribed prescription legend drugs (PLDs) outside the scope of his practice. Specifically, it has been alleged that respondent, during the period of February 27, 2003 to July 20, 2005, issued approximately twenty (20) prescriptions in his own name for the following PLDs: Amoxicillin, Metronidazole, Viagra, Levitra, Allegra, Cialis, Valtrex and Nasonexin. The investigation further revealed that respondent issued approximately ten prescriptions for PLDs to a family member. None of the prescriptions were related to dental treatment nor were they recorded in any treatment chart.

Having reviewed the entire record it appears to the Board that these facts establish basis for disciplinary action pursuant to N.J.S.A. 45:1-21(e) (professional misconduct), and pursuant to N.J.S.A. 45:1-21(d) (repeated acts of negligence, malpractice or incompetence). It appearing that respondent desires to resolve this matter without recourse to formal proceedings and for good cause shown:

IT IS ON THIS 20<sup>th</sup> DAY OF June, 2007

ORDERED AND AGREED THAT:

1. Respondent is hereby reprimanded by the Board for prescribing outside the scope of his practice, specifically prescribing prescription legend drugs for a non-dental purpose for himself and a family member.
2. Respondent is assessed civil penalties, pursuant to N.J.S.A. 45:1-22 in the amount of \$5,000. Payment of the civil penalties of \$5,000 shall be submitted by certified check or money order made payable to the State of New Jersey and shall be sent to Kevin B. Earle, Executive Director, P.O. Box 45005, 124 Halsey Street, Sixth Floor, Newark, New Jersey 07101 no later than 30 days from the entry of this Consent Order.
3. Failure to remit any payment as required by this Order will result in the filing of a certificate of debt.
4. Respondent shall successfully complete seven (7) hours of remedial continuing education in pharmacology. This course shall be completed within six (6) months of the entry of this Consent Order. Further, this course, which is in addition to the continuing education hours required for license renewal, shall be approved by the Board

in writing prior to attendance. Respondent shall complete the attached continuing education course approval and shall provide proof of successful completion of the required course work. The attached form is made a part of this Consent Order.

5. In addition to the continuing education required in Paragraph 4 above, respondent shall attend and successfully complete and unconditionally pass the ProBE (Professional Problem Based Ethics) course offered by The Ethics Group, 89 Summit Avenue, Suite 185, Summit, New Jersey 07901, or the PRIME (Professional Renewal in Medicine through Ethics) course offered by the Center for Continuing Education in the Health Professions at UMDNJ-Robert Wood Johnson Medical School, 97 Paterson Street, Room 124, New Brunswick, New Jersey 08903. Documentation of the successful completion and unconditional passing of the course shall be provided to the Board within six (6) months of the entry of this consent order.

6. Respondent shall cease and desist from issuing prescriptions for non - dental purposes. Respondent agrees to use sequentially numbered, triplicate prescription pads for all prescriptions written and further agrees to the following:

a) Respondent shall provide the original prescription to the patient, attach one copy of the prescription to the patient record, and submit the third copy to the Board, attention: Kevin B. Earle, M.P.H., Executive Director, on a monthly basis no later than the fifth day of each month for all prescriptions written in the previous month. The first submission shall be due no later than July 1, 2007, for all prescriptions written on or after the entry date of this Order.

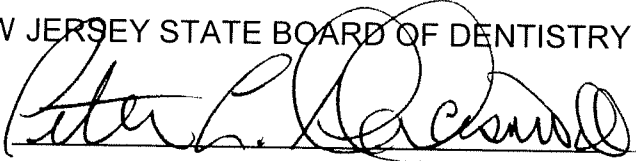
b) Respondent shall be required to account for each consecutively numbered prescription, regardless of whether the particular prescription was voided or not used for any purpose whatsoever.

7. Respondent may seek modification of the terms of this Order not sooner than one (1) year from the date of its entry. Prior to any modification or removal of the terms and conditions of this Order, the Board may require respondent to appear before the Board.

8. Failure to comply with any of the terms of this consent order may result in further disciplinary action.

NEW JERSEY STATE BOARD OF DENTISTRY

By:

  
Peter L. DeSciscio, D.M.D., President

I have read and understand this  
Consent Order and agree  
to be bound by its terms. I consent  
to the entry of this Order.

  
Charles W. Zebe, D.M.D.

Date:

6/11/07